

### AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### **Complete Listing of Claims:**

1. (Currently amended) A biocidal composition comprising composite particles, each of said composite particles containing a shell and a core, said core comprising a metal or metal-containing compound wherein the metal is a moiety selected from the group consisting of zinc, copper, bismuth, silver, zirconium, and combinations thereof, and said shell containing a metal pyrithione formed by reaction of pyrithione acid or a water-soluble salt of pyrithione with a portion of the metal or metal-containing compound of said core ~~comprising a pyrithione adduct comprising the reaction product of pyrithione with a portion of said core metal or metal compound.~~

2.-37. (Canceled)

38. (Currently amended) A biocidal composition comprising composite particles containing a shell and a core, said core comprising a ~~filler or a biocide~~ metal or a metal-containing compound selected from the group consisting of zinc, copper, bismuth, silver, iron, titanium, aluminum, zirconium and combinations thereof and said shell containing a metal pyrithione formed by reaction of pyrithione acid or a water-soluble salt of pyrithione with a portion of the metal or metal-containing compound of said core ~~comprising a pyrithione adduct derived from a portion of the core metal.~~

39. (Canceled)

40. (Currently amended) The composition of claim 1 wherein said shell comprises zinc pyrithione, and said core comprises zinc or a zinc-containing compound selected from zinc oxide and zinc selenide, said zinc pyrithione being formed by reaction of pyrithione acid or a water-soluble salt of pyrithione with a portion of the zinc oxide or zinc selenide from said core.

41. (Currently amended) The composition of claim 38 wherein said shell comprises zinc pyrithione, and said core comprises zinc or a zinc-containing compound selected from zinc oxide and zinc selenide, said zinc pyrithione being formed by reaction

of pyrithione acid or a water-soluble salt of pyrithione with a portion of the zinc oxide or zinc selenide from said core.

42. (New) A biocidal composition comprising composite particles, each of said composite particles containing a shell and a core, said core comprising a metal or metal-containing compound wherein the metal is a moiety selected from the group consisting of zinc, copper, bismuth, silver, zirconium, and combinations thereof, and said shell containing a metal pyrithione formed by reaction of pyrithione acid or a water-soluble salt of pyrithione with a portion of the metal or metal-containing compound of said core, wherein the metal pyrithione and the metal or metal-containing compound are present within a weight range of ratios of from 1:20 to 20:1 of metal pyrithione relative to the metal or metal-containing compound.

43. (New) The biocidal composition of claim 1 wherein said water soluble salt of pyrithione is selected from the group consisting of sodium pyrithione, potassium pyrithione, lithium pyrithione, ammonium pyrithione, tert-butyl amine pyrithione, calcium pyrithione, dithiobis (pyridine-N-oxide), a magnesium salt adduct of dithiobis (pyridine-N-oxide), and combinations thereof.

44. (New) The biocidal composition of claim 38 wherein said water soluble salt of pyrithione is selected from the group consisting of sodium pyrithione, potassium pyrithione, lithium pyrithione, ammonium pyrithione, tert-butyl amine pyrithione, calcium pyrithione, dithiobis (pyridine-N-oxide), a magnesium salt adduct of dithiobis (pyridine-N-oxide), and combinations thereof.

45. (New) The biocidal composition of claim 42 wherein said water soluble salt of pyrithione is selected from the group consisting of sodium pyrithione, potassium pyrithione, lithium pyrithione, ammonium pyrithione, tert-butyl amine pyrithione, calcium pyrithione, dithiobis (pyridine-N-oxide), a magnesium salt adduct of dithiobis (pyridine-N-oxide), and combinations thereof.

46. (New) The composition of claim 42 wherein said shell comprises zinc pyrithione, and said core comprises zinc or a zinc-containing compound selected from zinc oxide and zinc selenide, said zinc pyrithione being formed by reaction of pyrithione acid or a water-soluble salt of pyrithione with a portion of the zinc oxide or zinc selenide from said core.